

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
SECURITIES AND EXCHANGE COMMISSION, :
:
Plaintiff, :
: No. 07-cv-11275 (JGK/JCF)
v. : ECF CASE
:
DARRYL A. GOLDSTEIN and :
CHRISTOPHER L. O'DONNELL, :
:
Defendants. :
:
-----x

PLEASE TAKE NOTICE THAT pursuant to Federal Rules of Civil Procedure,

Defendant Darryl A. Goldstein ("Goldstein") will move this Court, at the United States courthouse located at 500 Pearl Street, New York, New York 10007, before the Honorable John G. Koeltl on a date to be determined by the Court for an Order dismissing Plaintiff Securities and Exchange Commission's ("SEC") Complaint.

Dated: New York, New York
April 24, 2008

Respectfully submitted,

/s/ Lawrence H. Cooke II
Lawrence H. Cooke II (LC8884)

/s/ Nancy R. Grunberg
Nancy R. Grunberg (admitted *pro hac vice*)

VENABLE LLP
Rockefeller Center
1270 Avenue of the Americas
25th Floor
New York, New York 10020
Telephone: (212) 307-5500
Facsimile: (212) 307-5598
E-mail: lhcooke@venable.com

*Counsel for Defendant
Darryl A. Goldstein*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of April 2008, a true and complete copy of the foregoing *Notice of Reply in Further Support of Motion To Dismiss* was served by the Court's ECF system on the following ECF-registered parties:

Jordan A. Thomas, Esquire
U.S. Securities & Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549

Tyler Emil Gellasch, Esquire
Daniel T. Brown, Esquire
Mayer Brown LLP
1909 K Street, N.W.
Washington, D.C. 20006

and by first-class mail, postage pre-paid, on the following parties not registered with the Court's ECF service:

Christopher R. Conte, Esquire
Mark J. Kreitman, Esquire
U.S. Securities & Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549

Robert B. Blackburn, Esquire
U.S. Securities & Exchange Commission
3 World Financial Center
Room 4300
New York, NY 10281

/s/ Nancy R. Grunberg
Nancy R. Grunberg (admitted *pro hac vice*)